



September 21st, 2012

VIA ECFS

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

In Re: WT Docket No. 99-87
Ex Parte meeting

Dear Ms. Dortch:

On Wednesday, September 19th, Al Ittner and the undersigned, from Motorola Solutions, Inc. (MSI), met with Brian Marengo and Roberto Mussenden of the Public Safety and Homeland Security Bureau (PSHSB). The purpose of the meeting was to discuss questions regarding the sales and repair of existing Part 90 land mobile radio (LMR) equipment for narrowband waiver recipients after the 12/31/12 VHF/UHF narrowband deadline has passed.

The discussion focused on two primary issues:

- 1) Guidance regarding sales of existing 25 kHz capable VHF/UHF equipment to recipients of a narrowband waiver, following the 12/31/2012 deadline.
- 2) Whether 25 kHz-capable equipment submitted for repair following the deadline could be returned to the owner with the 25 kHz operation still enabled, if the owner had been granted a waiver.

During the discussion on the question regarding sales of existing equipment to waiver grantees, MSI explained its concern regarding the need for vendors to understand the appropriate requirements to ensure the relevant Part 90 rules and Commission directives are complied with when supplying 25 kHz capable equipment to waiver recipients, or otherwise making it possible for licensees to enable 25 kHz operation on newly acquired equipment for use under such a waiver.

On the second issue, MSI stressed that guidance was needed in order to ensure that repair facilities remained in compliance with the Commission's rules regarding the return of repaired VHF/UHF equipment after the 12/31/2012 deadline. An important related question raised during the discussion is whether repairing an existing 25 kHz-capable device is equivalent to manufacturing such a device, which will no longer be allowed following the 12/31/2012 deadline.



MSI requested that the FCC issue a Public Notice with answers to these important questions, so that the industry has a clear understanding regarding what processes should be followed under each scenario. This step is important to ensure manufacturers and resellers are provided clear guidance from the Commission regarding the FCC's rules covering the sale and repair of 25 kHz-capable equipment post-narrowband deadline.

Respectfully Submitted,

/s/ Chuck Powers

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